

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office SEP 14 2001

Returned to applicant for correction _____

Corrected application filed _____

Map filed SEP 14 2001 under 68003

The applicant **Desert Pearl Farms** hereby makes application for permission to change the **Place of Use of a portion** of water heretofore appropriated under **Permit 28619, Certificate 9243**

1. The source of water is **Underground**
2. The amount of water to be changed **1.68 c.f.s., 308.36 AFA**
3. The water to be used for **Irrigation and Domestic**
4. The water heretofore permitted for **Irrigation and Domestic**
5. The water is to be diverted at the following point **SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 8, T.14N., R.25E., MDM, or at a point from which the W $\frac{1}{4}$ corner of said Section 8 bears North 46° 54' 00" West, 3851.0 feet**
6. The existing permitted point of diversion is located within **no change**
7. Proposed place of use **77.09 acres within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ (39.13 ac), SW $\frac{1}{4}$ SE $\frac{1}{4}$ (37.96 ac) Section 7, T.14N., R.25E., MDM**
8. Existing place of use **within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ (39.0 ac), SW $\frac{1}{4}$ SE $\frac{1}{4}$ (39.0 ac) Section 7, T.14N., R.25E., MDM, 78 acres total, this application changes the remaining 77.09 acres (see application being filed concurrently to change the point of diversion and place of use of 0.91 acres)**
9. Use will be from **January 1st to December 31st** of each year.
10. Use was permitted from **January 1st to December 31st** of each year.
11. Description of proposed works **drilled well, pump and motor, and irrigation distribution system**
12. Estimated cost of works **existing**
13. Estimated time required to construct works **existing**
14. Estimated time required to complete the application of water to beneficial use **3 years**
15. Remarks: **A total 659.04 acres is proposed to remain in irrigation on the Ahlswede Ranch under this application and the applications, being filed concurrently, to change the remaining acreage under Permits 18872 and 30191.**

Bruce R. Scott, Resource Concepts, Inc.
By s/Bruce R. Scott
340 North Minnesota Street
Carson City, Nevada 89703

Compared my/cmf ds/cmf

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the place of use of a portion of the waters of an underground source as heretofore granted under Permit 28619, Certificate 9243, is issued subject to the terms and conditions imposed in said Permit 28619, Certificate 9243, and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined duty of water under Permits 68004, 68006, 68008, and any water of the Walker River Decree and any storage water appurtenant to the place of use shall not exceed 2620.82 acre-feet per year for the irrigation of 659.04 acres. The permit holder is responsible for insuring delivery of the entitled decreed and storage waters that are supplemental to these permits. In any year the Walker River Irrigation District declares a full allocation of decreed water to the priority years of C-125 decree claims supplemental to these permits, underground water shall not be pumped from the wells described in these permits. In any year the Walker River Irrigation District has no decreed or storage water, or declares a reduced allocation of surface waters to the priority years of C-125 decree claims supplemental to these permits, then water can be pumped from wells for irrigation of the permitted places of use. Irrigation shall not exceed a duty of four acre-feet per year from the total of decreed, storage, and underground waters.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.68 cubic feet per second, but not to exceed 308.36 acre-feet annually, and not to exceed an annual duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before:

February 1, 2003

Proof of completion of work shall be filed before:

March 1, 2003

Water must be placed to beneficial use on or before:

February 1, 2005

Proof of the application of water to beneficial use shall be filed on or before:

March 1, 2005

Map in support of proof of beneficial use shall be filed on or before:

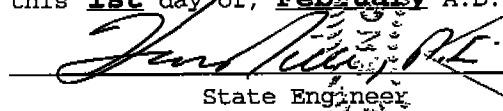
March 1, 2005

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 1st day of, February A.D. 2002


State Engineer

Completion of work filed APR 04 2003

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

